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**JUN 17 2008****In the United States Patent and Trademark Office**

Appellants :	Clayton Troxell et al.	Docket No.:	18,951
Serial No.:	10/748,649	Group:	1791
Confirmation No:	6902	Examiner:	M. Halpern
Filed:	December 30, 2003	Date:	June 17, 2008
For:	ROLLED PAPER PRODUCT HAVING HIGH BULK AND SOFTNESS		

**Notice of Appeal to the Board of Patent Appeals and Interferences**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. 41.31 the Appellants hereby respectfully submit a notice of appeal in response to the Office Action mailed May 20, 2008, on the basis that Applicants' claims have been twice rejected. More specifically, in response to Applicants' Appeal Brief mailed February 6, 2008, prosecution has been reopened. However, the current ground for rejection over U.S. 6,887,348 to Hermans et al. under 35 U.S.C. 102(e) is the same as that previously appealed. Also, the newly-added ground for rejection over Hermans et al. under 35 U.S.C. 103(a) was previously overcome during prosecution (see Applicants' Response dated February 23, 2007) because Hermans et al. was commonly-assigned at the time this invention was made and therefore is not available as a prior art reference under 35 U.S.C. 103(a). Therefore Applicants elect to reinstate the appeal and will submit a new appeal brief addressing both grounds of rejection.

Please apply (1) the \$510.00 (code 1401) fee designated in 37 C.F.R. 41.20(b)(1) which was paid for the Notice of Appeal filed on February 28, 2008 to this new Notice of Appeal. Please charge any other prosecutorial fees which are due to Kimberly-Clark Worldwide, Inc. Deposit account number 11-0875.

Respectfully submitted,

CLAYTON TROXELL ET AL.

By:

  
Gregory E. Croft

Registration No.: 27,542

K-C Docket No.: 18,952  
Serial No.: 10/748,649

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## CERTIFICATE OF TRANSMISSION

I, Judy Garot, hereby certify that on June 17, 2008 this Notice of Appeal is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. (571) 273-8300.

Typed or printed name of person signing this certificate:

Judy Garot

Signature:

Judy Garot